

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Appl. No. : 10/660,382 Confirmation No. 6022  
Applicant : Graetz et al.  
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TC/A.U. : 1794  
Examiner : Lee, Cynthia K  
For : High-Capacity Nanostructured Silicon and Lithium Alloys Thereof  
Docket No. : 26-06  
Customer No.:23713

Commissioner for Patents  
MAIL STOP AMENDMENT  
P.O. Box 1450  
Alexandria, VA 22313-1450

CERTIFICATE OF EFS-WEB FILING	
I hereby certify that this correspondence is being filed with the USPTO EFS-WEB system.	
<u>April 23, 2010</u> Date	<u>/lauredlacak/</u> Laura Sedlacek

**FIFTH SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT**

Sir:

The Examiner is respectfully requested to consider the reference, copy enclosed, which may qualify as prior art. For the Examiner's convenience, the reference is listed on the attached form prepared by Applicants; this form is generally based on Patent and Trademark Office form PTO/SB/08a, but is not a USPTO form. A copy of one non-patent literature document is enclosed herewith.

This information is cited in a spirit of forthrightness and cooperation to enable the applicants to obtain that measure of protection for the invention to which there is entitlement. However, no representation is made that the listed art actually qualifies as prior art under the patent statute and the mere use of any accompanying form, whether such form is generated by Applicant or is a USPTO form, is not an admission that all listed reference is prior art. No representation is made that applicants know of the best art.

It is believed that this submission requires a fee of \$180.00 under C.F.R. 1.97(c)(2), which is being paid electronically in conjunction with this EFS submission. If this is not correct, or if problems are encountered using the EFS system, please charge and deficiency or refund any difference to deposit account no. 07-1969.

Respectfully submitted,

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